

10

THE
DECLARATION
AND
VOTES

O F
Both Houses of Parliament,
Concerning the Magazine at *Hull*, and
Sir *John Hotham* Governour
thereof.



LONDON:
Printed by ROBERT BARKER, Printer
to the Kings most Excellent Majestie: And
by the Assignes of JOHN BILL.

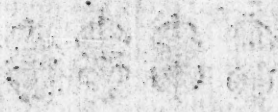
1 6 4 2.

This is bound up.

THE
DECLARATION
AND
VOTES

OF

Both Houses of Parliament
Concerning the Petition of the
Society of Friends
Presented to the House of Commons
in the Year 1703



Printed by J. Sturges, at the Sign of the Ship, in St. Dunstons Church-yard, London.

The Declaration and Votes of both
Houses of Parliament,

Concerning the Magazine at *Hull*, and Sir
John Hotham Governour thereof.

THe Lords and Commons in Parliament finding just cause to fear, not onely the desperate designs of Papists, and others of the malignant partie at home, but also the malice of Enemies, incited by them from abroad, Thought it necessary for the safety of this Kingdom, to secure the Town of *Kingston upon Hull*, being one of the most considerable places for strength, and affording the best conveniencie for Landing of Forraign Forces; And where a great part of the Magazine of the Kingdom for that time was placed; And for that end appointed Sir *John Hotham*, one of the Members of the House of Commons, being a Gentleman of the same Countie, of a considerable fortune, and approved integrity, to take upon him the govern-

ment of that Town, and to draw thither some of the Trained Bands for the guard thereof: In which apprehension and resolution thereupon taken, they are the more confirmed by the sight of some intercepted Letters of the Lord *Digby*, (a principall person of that partie) written to the Queen and Sir *Lewis Dives*, whereby that partie discovered an endeavour to perswade His Majestie to declare Himself, and retire into some place of safetie in this Kingdom, in opposition to wayes of accomodation with his people; And to give the better opportunitie to himself, and other dangerous persons to resort thither; which could have no other end but to incline his Majestie to take Arms against his Parliament and good Subjects, and miserably to imbroile this Kingdom in civill Wars.

About which time Captain *Legg* (a man formerly imployed in the practice of bringing up the Armie against the Parliament) had direction by Warrant produced by him, under the Kings hand and signe Manuall, to enter *Kingston upon Hull*, and to draw thither such of the Trained Bands as he should think fit: And that the Earle of *New-castle* came thither in a suspicious way, and under a feigned name, & did endeavour

to possesse himself of the said Town, by vertue of the like Warrant and authority.

They further conceiving, That the Magazine there being of so great importance to this Kingdom, would be more secure in the Tower of *London*, did humbly Petition His Majestie to give His consent the same might be removed; which notwithstanding His Majestie did refuse; And thereupon some few ill affected persons about the City of *York*, took upon them the presumption, in opposition to the desires, and in contempt of both Houses, to Petition His Majestie, to continue the Magazine at *Hull*, Alleadging it to be for the safety of His Majestie, (as if there could be a greater care in them of His Majesties Royall Person, then in His Parliament) And His Majestie, the next day after the delivery of that Petition, being the three & twentieth of this instant April, took occasion thereupon to go to the Town of *Hull*, attended with about four hundred Horse, (the Duke of *York*, and the Prince *Elect*or being gone thither the day before) and required Sir *John Hotham* to deliver up the Town into His hands: Who perceiving His Majestie to be accompanied with such Force as might have mastered the Garrison of the Town;

And having received intelligence of an intention to deprive him of his life, in case the King should be admitted, informed His Majestie of the trust reposed in him by both Houses of Parliament, and that he could not, without breach of that trust, let Him in, beseeching His Majestie to give him leave to send to the Parliament, to acquaint them with His Majesties commands, and to receive their Directions thereupon, which he would do with all expedition. Which Answer His Majestie was not pleased to accept of; but presently caused him and his Officers to be proclaimed Traitors before the Walls of the Town, and thereupon dispatched a Message to both Houses, therein charging Sir *John Hotham* with high Treason, and aggravating his offence, because he pretended the Parliaments command: (In the meanwhile hindering him of all means of intelligence with the Parliament) For His Majestie immediately caused all Passages to be stopped between him and them; And in pursuance of the same, one of his servants, who was sent by him with Letters to the Parliament, to inform them of the truth of those proceedings, was apprehended, his Letters taken from him, and his person detained, (whereby

whereby (contrary to the common liberty of every Subject) he was not only deprived of means to clear himself of that heave Accusation, but of all wayes of intercourse, either to receive directions from them that trusted him, or to inform them what had happened.

The Lords and Commons finding the said proceedings to be a high violation of the Priviledges of Parliament, of which His Majestie had in severall Messages expressed Himselfe to be so tender; A great Infringment of the Libertie of the Subject, and the Law of the Land, which His Majestie had so often lately professed should be the rule to governe by, and tending to the endangering of His Majesties Person and the Kingdoms peace; Thought fit, as well for the vindication of their own Rights and Priviledges, the Indemnity of that Worthy person employed by them, as for the cleering of their own proceedings, to publish these ensuing Votes, which were made upon a former relation that came from the King.

Dic

Die Jovis. 28. April. 1642.

Resolved upon the question.

That Sir *John Hotham* Knight, according to this relation, hath done nothing but in Obedience to the Command of both Houses of Parliament.

Resolved, &c. That this declaring of Sir *John Hotham* Traitor, being a Member of the House of Commons, is a high breach of the priviledge of Parliament.

Resolved, &c. That this Declaring of Sir *John Hotham* Traitour without due processe of Law, is against the Libertie of the Subject, and against the Law of the Land.

Ordred by the Lords and Commons in Parliament, That the aforesaid Declaration and Votes shall be Printed and Published.

Io. Brynne Cler. Parliamen.